

1 Jeffrey W. Dulberg (CA Bar No. 181200)  
2 Jeffrey P. Nolan (CA Bar No. 158923)  
3 PACHULSKI STANG ZIEHL & JONES LLP  
4 10100 Santa Monica Blvd., 13<sup>th</sup> Floor  
5 Los Angeles, California 90067-4003  
6 Telephone: 310-277-6910  
7 Facsimile: 310-201-0760  
8 Email: jdulberg@pszjlaw.com  
9 jnolan@pszjlaw.com

10 Counsel to Bradley D. Sharp, Chapter 11 Trustee

FILED & ENTERED

JAN 17 2024

CLERK U.S. BANKRUPTCY COURT  
Central District of California  
BY may DEPUTY CLERK

8 UNITED STATES BANKRUPTCY COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10 LOS ANGELES DIVISION

11 In re

Case No. 2:23-bk-10990-SK

12 LESLIE KLEIN,

Chapter 11

13 Debtor.

14  
15  
16  
17  
**ORDER GRANTING MOTION OF  
CHAPTER 11 TRUSTEE AUTHORIZING  
THE EXAMINATION OF  
TRANSAMERICA LIFE INSURANCE  
COMPANY PURSUANT TO FED. R.  
BANKR. P. 2004**

[No Hearing Required]

18 On December 26, 2023, Bradley D. Sharp, the duly appointed chapter 11 trustee (the  
19 “Trustee”), filed his *Motion of Chapter 11 Trustee, for Order Authorizing the Examination of*  
20 *Transamerica Life Insurance Company Pursuant to Fed. R. Bankr. P. 2004; Memorandum of*  
21 *Points and Authorities; Declarations of Bradley D. Sharp, Nicholas Troszak and Jeffrey P. Nolan*  
22 *in Support Thereof* (the “Motion”) [Docket No. 542]. The Court, having considered the Motion,  
23 the accompanying Memorandum of Points and Authorities, the Declarations in support of the  
24 Motion, the exhibit thereto, and based on its review and consideration, the Court finds that (i)  
25 notice of the Motion was adequate and appropriate, and no further or other notice need be given;  
26 (ii) the authority requested by the Trustee to issue a subpoena substantially in the form identified  
27 in the Motion as Exhibit I is appropriate; and (iii) good cause exists to grant the Motion.

1 IT IS HEREBY ORDERED THAT:

2 1. The Motion is GRANTED in its entirety;

3 2. The Trustee is authorized, pursuant to sections 105(a) and 1106(a)(3) of title 11 of

4 the United States Code (the “Bankruptcy Code”), Rules 2004 and 9016 of the Federal Rules of

5 Bankruptcy Procedure (the “Bankruptcy Rules”), and Local Bankruptcy Rule 2004-1, to issue and

6 serve a subpoena substantially in the form attached to the Motion as Exhibit I to compel the

7 attendance of the Proposed Examinee, Transamerica Life Insurance Company (“Transamerica

8 Life”), for production and testimony on the dates stated therein or such other date as is mutually

9 agreed between Transamerica Life and the Trustee;<sup>1</sup>

10 3. The Trustee shall serve the Rule 2004 Subpoena and a copy of this Order on (i)

11 Transamerica Life, and (ii) the United States Trustee for the Central District of California and

12 shall file with the Court an affidavit or declaration of service of the Rule 2004 Subpoena;

13 4. In the event of any discovery dispute in relation hereto, counsel and Transamerica

14 Life, shall first meet and confer in an effort to resolve the dispute in accordance with Local

15 Bankruptcy Rule 7026;

16 5. This order is without prejudice to the Debtor’s right to file further motions seeking

17 additional documents or testimony pursuant to Bankruptcy Rule 2004(a) or any other applicable

18 Bankruptcy Rules; and

19 6. This Court shall retain jurisdiction to resolve any dispute arising from or related to

20 this order, including any discovery disputes that may arise between or among the parties, and to

21 interpret, implement and otherwise enforce the provisions of this order.

22  
23 Date: January 17, 2024



24 Sandra R. Klein  
United States Bankruptcy Judge

25  
26  
27  
28

<sup>1</sup> Capitalized terms used herein shall have the same meanings ascribed to them in the Motion.